

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY  D.C.

05 OCT 20 AM 9:44

FEDERAL EXPRESS CORPORATION,

Plaintiff,

VS.

NO. 01-2503-Ma/P

ACCU-SORT SYSTEMS, INC.,

Defendant.

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TN, MEMPHIS

ORDER GRANTING MOTION TO REFER

Before the court is Accu Sort's October 11, 2005, unopposed Motion to Refer to the Magistrate Judge Discovery Decisions Needed to Set Framework for the Four-Month Period Preceding Trial. For good cause shown, the motion is GRANTED and the following motions are REFERRED to the magistrate judge for determination:

(1) Accu Sort's August 5, 2005, motion for discovery of FedEx's new trade secret contentions;

(2) FedEx's May 25, 2005, motion *in limine* to exclude testimony by late-disclosed expert witnesses;

(3) Accu Sort's October 11, 2005, motion for reconsideration of the court's earlier ruling precluding defendant from taking discovery from UPS or UPS witnesses; and

(4) Accu Sort's July 8, 2005, motion to exclude Raymond Sims' expert testimony on "reasonable royalty."

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The motions are hereby referred to the magistrate judge for a determination. Any exceptions to the magistrate's report shall be made within ten (10) days of the report, setting forth particularly those portions of the order excepted to and the reasons for the exceptions.

It is so ORDERED this 19<sup>th</sup> day of October, 2005.

A handwritten signature in black ink, appearing to read 'S. H. Mays, Jr.', written over a horizontal line.

SAMUEL H. MAYS, JR.  
UNITED STATES DISTRICT JUDGE



## Notice of Distribution

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Honorable Samuel Mays  
US DISTRICT COURT